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43. (NEW) A method for promoting thermal production in a mammal in need thereof, which comprises administering an effective amount of a compound or salt thereof according to claim 1 to said mammal.

44. (NEW) A method for promoting lipolysis in a mammal in need thereof, which comprises administering an effective amount of a compound or salt thereof according to claim 1 to said mammal.

The new claims find support in the specification and claims as originally filed, as for example on page 114, lines 16-19 of the specification.

### **ELECTION of CLAIMS**

In response to the Office Action mailed June 24, 2002, Applicants elect, to prosecute claims of Group I, compounds, compositions, methods of use and process for preparing the compounds of formula I wherein k, m and X form a benzazepine ring, in the present application.

Provisional election of a species of compound (ii) of Claim 12 as shown in Example 4.

Amendment of inventorship is necessitated by this election. Applicants herewith submit a petition to remove Mitsuru SASAKI as a named inventor.


Early allowance of the claims is requested. Should the Examiner believe that a conference with applicants' attorney would advance prosecution of this application, the Examiner is respectfully invited to call applicants' attorney at the number below.

Respectfully submitted,

Dated: July 10, 2002

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